

**THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DONNA DAVIS JAVITZ,

Plaintiff,

v.

LUZERNE COUNTY, et al.,

Defendants.

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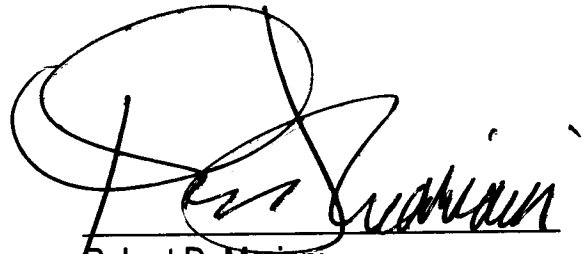
**3:15-CV-2443
(JUDGE MARIANI)**

ORDER

AND NOW, THIS 29TH DAY OF MARCH, 2018, upon consideration of Plaintiff's Motion for Partial Summary Judgement, (Doc. 62), and Defendants' Motion for Summary Judgment, (Doc. 66), **IT IS HEREBY ORDERED THAT:**

1. Plaintiff's Motion for Partial Summary Judgement, (Doc. 62), is **DENIED**.
2. Defendants' Motion for Summary Judgment, (Doc. 66), is **GRANTED IN PART** and as follows:
 - a. Defendants' Motion is **GRANTED** with respect to Plaintiff's Fourteenth Amendment claim contained in Count I of Plaintiff's Second Amended Complaint.
 - b. Defendants' Motion is **GRANTED** with respect to Plaintiff's First Amendment retaliation claim contained in Count II of Plaintiff's Second Amended Complaint.

3. The Clerk of the Court is directed to enter judgment **IN FAVOR** of Defendants and **AGAINST** Plaintiff on Plaintiff's Fourteenth Amendment claim and Plaintiff's First Amendment retaliation claim.
4. Plaintiff's state law claims that are contained in Counts III and IV of Plaintiff's Second Amended Complaint are **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1367(c)(3).
5. Defendants' Motion to Strike, (Doc. 99), is **DISMISSED AS MOOT**.
6. The Clerk of the Court is directed to **CLOSE** this matter.



Robert D. Mariani
United States District Judge